IN THE UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF OHIO
WESTERN DIVISION AT DAYTON

UNITED STATES OF AMERICA,	:	Case No. 3:99-cr-86 (Civil Case No. 3:10-cv-406)
Plaintiff,		
		District Judge Walter H. Rice
vs.	:	Magistrate Judge Michael J. Newman
JACK CLARK,		
Defendant.	:	

DECISION AND ENTRY ADOPTING REPORT AND RECOMMENDATION (DOC. #1245) IN ITS ENTIRETY; DENYING DEFENDANT'S MOTION TO VACATE SENTENCE PURSUANT TO 28 US.C. § 2255; TERMINATION ENTRY

The Court has reviewed the May 18, 2012 Report and Recommendation of United States Magistrate Judge Michael J. Newman (Doc. #1245), to whom this case was referred pursuant to 28 U.S.C. § 636(b), and noting that no objections have been filed thereto and that the time for filing such objections under Fed. R. Civ. P. 72(b)(2) has expired, the Court adopts the aforesaid Report and Recommendation in its entirety.

Defendant's Motion to Vacate Sentence pursuant to 28 U.S.C. § 2255 (Doc. #1187) is denied. If Defendant appeals this decision to the Sixth Circuit Court of Appeals, he is denied a certificate of appealability and leave to proceed *in forma pauperis*.

The captioned case is hereby ordered terminated upon the docket records of the United States District Court for the Southern District of Ohio, Western Division, at Dayton.

~~June~~ July 12, 2012.

WALTER HERBERT RICE, JUDGE
UNITED STATES DISTRICT COURT